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BY EMAIL

February 12, 2013

Re: Certain Underwriters at Lloyd's, London v. Convergys Corporation, et al., 12-cv-8968 (JMF)

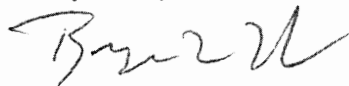
The Honorable Jesse M. Furman  
United States District Court  
Southern District of New York  
Daniel Patrick Moynihan U.S. Courthouse  
500 Pearl Street  
New York, NY 10007

Dear Judge Furman:

We represent Plaintiff Certain Underwriters at Lloyd's, London, Syndicates 623 and 2623 ("Beazley") in the above-captioned matter. We write pursuant to the Court's February 6, 2013 Order directing Beazley to respond to Defendants' February 1, 2013 letter.

Defendants removed this action from New York Supreme Court. As Beazley indicated in its Statement Pursuant to Local Civil Rule 81.1, diversity of citizenship between each of the "Names" in the relevant Syndicates and Defendants is present. Only 24 of the 1,694 "Names" in the relevant Syndicates independently meet the amount in controversy requirement set forth in 28 U.S.C. § 1332. Nonetheless, Beazley does not disagree that, notwithstanding Judge Preska's statement in *Certain Underwriters at Lloyd's of London v. Illinois Nat'l Ins. Co.*, No. 09 Civ. 4418 (LAP), 2012 WL 4471564, at \*1 (S.D.N.Y. Sept. 24, 2012) that "[e]ach Name also must satisfy the amount in controversy requirement," after *Exxon Mobil Corp. v. Allapattah Services, Inc.*, 545 U.S. 546 (2005), the Court may, in its discretion, exercise supplemental jurisdiction over the claims of the 1,670 "Names" that do not independently meet the amount in controversy requirement.

Respectfully submitted,



Bryce L. Friedman

SIMPSON THACHER & BARTLETT LLP

The Honorable Jesse M. Furman

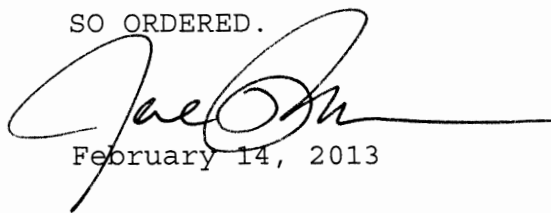
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February 12, 2013

cc: Robin L. Cohen, Esq. (by email)  
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Upon review, the Court agrees with the parties that it has subject matter jurisdiction and that removal was therefore proper.

SO ORDERED.

A handwritten signature in black ink, appearing to read "Jesse M. Furman", written over the typed date.

February 14, 2013